

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36156 of 2008
BABULAL SHARMA SON OF SITA RAM SHARMA, RESIDENT OF
VILLAGE MOHANPUR, P.S. CHOUTHAM, DISTRICT KHAGARIA-----
PETITIONER.

Versus
THE STATE OF BIHAR-----OPPOSITE PARTY.

02. 20.10.2008. Heard learned counsel for the petitioner and the
State.

Petitioner is an accused in a case under Section 302/201 of the Penal Code and Section 27 of the Arms Act. He is named in the First Information Report along with five others as suspect. It is submitted on behalf of the petitioner that perusal of the First Information Report would indicate that on the fateful day deceased had gone for hair cut to the village market but never returned and his dead body was recovered after two days in the Maize field of Hari Sah, whereafter the present First Information Report was lodged against the petitioner and five others asserting that the daughter in law of Chamru Sharma had illicit relations with the deceased and the villagers had prevented them to meet but the deceased continued with his relationship with the daughter in law of Chamru Sharma, which is the cause behind the occurrence. It is submitted on behalf of the petitioner that the petitioner is not even remotely connected with Chamru Sharma. He is only a villager of Chamru Sharma, which can hardly be a

ground to implicate him in the present case.

Be that as it may, petitioner, Babulal Sharma is directed to be released on bail on furnishing bail bond of Rs.5,000/-(Five thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Khagaria in connection with Choutham P.S. Case No. 19 of 2008(G.R.No. 506 of 2008).

Rajesh/

(V.N.Sinha,J.)

